

VOTES AND PROCEEDINGS, NOVEMBER, 1785. 139

The report on the memorial of William Adams, was read the second time, and the question put, That the house concur therewith? The yeas and nays being called for by Mr. Oneale appeared as follow:

A F F I R M A T I V E.

Messieurs	Lethrbury,	Turner,	John Dashiell,	Miller,	John Seney,	Purnell,
	Carroll,	Stone,	Waggaman,	Ramsey,	Joshua Seney,	Carey,
	Taney,	Roberts,	Ennalls,	Chafe,	Chaille,	Driver,
	Gantt,	Goldsbrough,	Baker,	Quynn,	Joseph Dashiell,	Beall.
	Jones,	Bracco,	Oglevee,			

N E G A T I V E.

Messrs.	B. Worthington,	Ridgely of Wm. W. Bowie,	R. Bowie,	Norris,	Funk,
	N. Worthington,	Stevenson,	Digges,	Faw,	Love,
	Dent,				Oneale.

So it was resolved in the affirmative.

On motion, the question was put, That the auditor-general be directed to appoint two disinterested persons of credit and judgment, to estimate on oath the damages done to the house of William Adams in the city of Annapolis, and the rent or compensation that ought to be paid for the use thereof, and that when ascertained he pass the same, and that the treasurer of the Western shore grant a certificate to the said William Adams for the amount thereof, and that said charge be put to the account of the United States? The yeas and nays being called for by Mr. W. Bowie appeared as follow:

A F F I R M A T I V E.

Messieurs	Lethrbury,	Turner,	Gale,	Oglevee,	John Seney,	Purnell,
	Carroll,	Stone,	John Dashiell,	Miller,	Joshua Seney,	Carey,
	Taney,	Roberts,	Waggaman,	Ramsey,	Chaille,	Driver,
	Gantt,	Goldsbrough,	Ennalls,	Chafe,	Joseph Dashiell,	Beall.
	Jones,	Bracco,	Baker,	Quynn,		

N E G A T I V E.

Messrs.	B. Worthington,	Grahame,	Stevenson,	Digges,	Norris,	Funk,
	N. Worthington,	Dent,	W. Bowie,	Faw,	Love,	Oneale.

So it was resolved in the affirmative.

Sent to the senate by Mr. Jones.

On motion, the question was put, That in all new appointments of magistrates, it be recommended to the governor and council to commission no persons, who, having been justices of the peace, or officers in the militia of this state, at any time between the first day of August 1777, and the first day of January 1780, resigned their commissions between the said periods, unless such resignation should appear to have proceeded from indisposition, contest about rank, or from an intention to accept some other trust or office under this government, or under the United States? The yeas and nays being called for by Mr. Norris appeared as follow:

A F F I R M A T I V E.

Messieurs	Taney,	Waggaman,	Norris,	Oneale.
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N E G A T I V E.

Messieurs	Key,	Jones,	Goldsbrough,	Miller,	John Seney,	Carey,
	B. Worthington,	Dent,	Bracco,	Ramsey,	Joshua Seney,	Love,
	N. Worthington,	Turner,	Gale,	W. Bowie,	Chaille,	Driver,
	Carroll,	Stone,	John Dashiell,	Digges,	Joseph Dashiell,	Funk,
	Grahame,	Stevenson,	Baker,	Chafe,	Purnell,	Beall.
	Gantt,	Roberts,	Oglevee,	Quynn,	Faw,	

So it was determined in the negative.

Mr. Stone, from the committee, brings in and delivers to Mr. Speaker the following report: By the COMMITTEE, to whom was referred the petition of Henry Fitzsimons, late a soldier in the Maryland line.

YOUR committee beg leave to report, that from the vouchers and discharge of the said Henry Fitzsimons, it appears to your committee, that the said Henry Fitzsimons was enlisted as a soldier in the first Maryland regiment on or about the 13th of March 1777, that he was taken prisoner on the 22d of August in the same year, and was afterwards wounded at Stony-point, and that he served for the full term of three years, as a faithful and good soldier, and was discharged by lieutenant-colonel Winder on or about the 13th of March 1780, and that he has not received any depreciation of pay, and cannot now receive it, as the time limited by law to settle these accounts has elapsed, unless the general assembly direct the auditor to settle with the said Fitzsimons. Your committee therefore, being fully impressed with the justice of the claim of the said Fitzsimons, beg leave to report, as their opinion, that the following resolution ought to be adopted by the honourable house.

RESOLVED, That the auditor-general be required to settle with Henry Fitzsimons, late a soldier in the Maryland line, for the depreciation of his pay, in the same manner that the accounts of the troops of this state have been heretofore settled, and to grant him a certificate for the amount thereof. All which is submitted to the honourable house.

By order,

R. B. LATIMER, clk.
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